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13 *Attorneys for Defendant*
14 *Denny's Corporation*

15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 LADARRIUS COOLEY, individually and on
18 behalf of all others similarly situated,

19 Plaintiff,

20 v.

21 DENNY'S CORPORATION, a Delaware
22 company,

23 Defendant.

Case No. 2:20-cv-00255-JAD-VCF

**STIPULATION OF EXTENSION OF
TIME TO RESPOND TO COMPLAINT**

[FIRST REQUEST]

24 This is the first stipulation of extension of time for Defendant Denny's Corporation to
25 respond to Plaintiff's putative class action complaint. In support of this stipulation, Denny's
26 states as follows:

- 27 1. Denny's was served with this putative class action complaint on February 7, 2020.
- 28 2. Denny's promptly hired outside counsel, and Denny's outside counsel promptly
contacted Plaintiff's counsel to discuss the Complaint and other background information. During
that telephone call, Denny's counsel indicated to Plaintiff's counsel that Denny's would be

1 investigating allegations in the Complaint, including Plaintiff's allegation that he received
2 unsolicited text messages in violation of the Telephone Consumer Protection Act. Denny's
3 counsel requested an extension of 30 days to respond to the Complaint so that Denny's could
4 complete its preliminary investigation before either party devotes significant litigation expenses.
5 Plaintiff's counsel agreed to that request.

6 3. Accordingly, the parties stipulate that Denny's shall have until up to and including
7 March 29, 2020 to move, plead, or otherwise respond to Plaintiff's complaint and that Denny's is
8 not waiving any defenses or jurisdictional arguments by filing this stipulation of extension of
9 time.

10 Dated: February 27, 2020

11 By /s/ Jennifer L. Braster
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22 IT IS SO ORDERED.
23
24


UNITED STATES MAGISTRATE JUDGE

3-4-2020
DATE: _____